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| Natural Resources Board Order Number (If Applicable) | Bureau Integrated Science Services |
| <input checked="" type="checkbox"/> Original <input type="checkbox"/> Amended | Date 09/06/2001 |

1. Subject of the administrative code action/nature of board action.

Revision of Chapter NR 149, Laboratory Certification and Registration.

2. Description of policy issues to be resolved, include groups likely to be impacted or interested in the issue.

The Department is proposing amendments to Ch. NR 149 Wis. Adm. Code, Laboratory Certification and Registration. We anticipate that revision of test category and fee structures, incorporation of changes made to the Federal safe drinking water regulations, expansion of quality control and documentation requirements, and modifications to the procedures for obtaining and maintaining certification or registration will be considered.

The affected parties, department programs and the laboratories certified and registered by the code, are in support of efforts to revise this chapter.

For additional information on policy issues, refer to the accompanying memo.

3. Does rule/board action represent a change from past policy? ☐ Yes ☒ No Explain the facts that necessitate the proposed change.

Although many changes being proposed are the product of an evolution of a maturing environmental program, other changes will modify the way the department administers the Laboratory Certification and Registration program and the requirements followed by participating laboratories.

Concurrent with the decision to delay national accreditation the need to update our current Administrative Code to be more consistent with current national policy in the accreditation arena was recognized. A more effective rule which will provide an overall better service should result from this rule change.

4. Does rule/board action represent an opportunity for pollution prevention and/or waste minimization?

- ☒ Yes
☐ Unsure. Will consult with the Bureau's pollution prevention expert(s) and/or the Bureau of Cooperative Environmental Assistance.
☐ No. Adoption of federal requirements that do not include or allow for pollution prevention.
☐ No. Other reason (explain):

5. Who will participate in board action/rule development, and what is the anticipated time commitment?

| | Name of Person Responsible | Time Before Hearing | Time After Hearing | Acknowledgement |
|-------------------------------------|---|---------------------|--------------------|-----------------|
| a. Drafting bureau | Diane Drinkman, Alfredo Sotomayor | 700 hours each | 200 hours each | |
| b. Legal Services | Joseph Renville | 40 hours | 40 hours | |
| c. Env. Analysis/Liaison (SS) | Jim Pardee | 2 hours | 2 hours | |
| d. Management & Budget | Lance Potter | 20 hours | 20 hours | |
| e. Other Department staff | David Webb | | | |
| f. Recommended Public Participation | Advisory group comprised of members of the Certification Standards Review Council and other affected parties. | | | |

Rule Agenda/Board Action Checklist

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6. Which federal statute, regulation, state statute or judicial decision is the authority for the proposed rule/board action?

s. 299.11 Wis. Stats

- a. ☒ The proposed rule/board action conforms to and does not exceed requirements of a federal or state statute or controlling judicial decision.
- b. ☐ The proposed rule/board action exceeds the minimum requirements of a federal or state statute or controlling judicial decision.
- c. ☐ The proposed rule/board action is based on general authorization that requires rule making, but contains no specific standards.
- d. ☐ The proposed rule/board action is based on a general authorization, with no specific direction that rules must be developed.

Bureau of Legal Services

7. Proposed schedule (Fill in blanks applicable)

a. Month of green sheet for requesting authorization for hearing or briefing on proposed board action: April 2003

b. Hearing(s) - Number: 6

Date(s): June - July 2003

Location(s): Eau Claire, Green Bay, LaCrosse, Madison, Milwaukee and Superior

c. Rule adoption or action by Board: December, 2003

Anticipated timing of Legislative review - Start: _____

End: _____

Anticipated effective date: July 1, 2004

Initials of Bureau Director: _____

FOR DIVISION ADMINISTRATOR'S USE

- 8a. Recommendation to Secretary ☐ Approved ☐ Approved as amended ☐ Disapproved
- b. Other Board actions ☐ Approved ☐ Approved as amended ☐ Disapproved

Division Administrator's Signature

Date Signed

FOR SECRETARY'S USE

9. Secretary's approval required before drafting begins.

Drafting ☐ may ☐ may not proceed on rule or action.

Secretary's Approval

Date Approved

Completed original to be filed with the Bureau of Legal Services.